THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION No.23732 of 1997

Dated 12-02-2007

Between:
Ch.Appa Rao & others.

..... PETITIONERS

AND

The APSRTC rep. By its Vice Chairman and Managing Director, APSRTC, Hyderabad & others.

.....RESPONDENTS

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION No.23732 of 1997

O R D E R:

Petitioners seek regularization of their services with the A.P.S.R.T.C. contending that they are working in the Civil Engineering Department since 1988.

Respondents would, however, dispute this fact and would assert that the petitioners are not their employees and they were engaged by a contractor.

Since the very existence of an employer and employee relationship is in dispute, I see no reason to examine these factual disputes in writ proceedings under Article 226 of the Constitution of India despite the vehement submissions of Sri T.S.Venkataramana, learned counsel for the petitioners, to the contrary, leaving it open to the petitioners, if they chose, to avail such other remedies as are available to them in law.

The Writ Petition fails and is accordingly dismissed. No order as to costs.

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12-02-2007

usd